

a drill guide having at least two generally parallel bores
a distal end, and a barb on the distal end of the drill guide,

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a suture pusher having a straight section extendable
through a first one of the bores in the drill guide and a suture
carrying member at the distal end of the suture pusher, the suture
carrying member pivotable to push a suture loop through soft bone
material between first and second parallel holes in the bone, the
suture carrying member including an opening for receiving a suture,

an actuator positioned at the proximal end of the suture
pusher, for pivoting the suture carrying member from the first to the
second of the two parallel holes while the suture pusher is received
in the drill guide, and

a suture-retriever extendable through a second one of the
bores in the drill guide, for retrieving a portion of the suture from the
second of the two parallel holes in the bone.

REMARKS

Claims 7 - 14 are pending.

Applicants appreciate the Examiner's indication that Claims 7 -
12 are allowable.

Claims 13 - 14 have been rejected under § 101 as claiming
the same invention as claimed in U.S. 5,637,112. Claim 13 has
now been amended to recite that the drill guide includes a barb on
its distal end. Claim 14 is dependent on Claim 13. Given that the
claims of the '112 do not recite the combination of features recited
in Claims 13 and 14, the double patenting rejection has been
overcome.

In view of the amendment to Claim 13, and the Examiner's
indication that Claims 7 - 12 are allowed, all claims are now in

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